

**UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA**

STATE OF OKLAHOMA, ex rel. W.A. DREW)
EDMONDSON, in his capacity as ATTORNEY)
GENERAL OF THE STATE OF OKLAHOMA and)
OKLAHOMA SECRETARY OF THE)
ENVIRONMENT C. MILES TROBERT, in his)
capacity as the TRUSTEE FOR NATURAL)
RESOURCES FOR THE STATE OF)
OKLAHOMA,)

Plaintiff(s),)

vs.)

TYSON FOODS, INC., INC., TYSON POULTRY,)
INC., TYSON CHICKEN, INC., COBB-)
VANTRESS, INC., AVIAGEN, INC., CAL-MAINE)
FOODS, INC., CAL-MAINE FARMS, INC.,)
CARGILL, INC., CARGILL TURKEY)
PRODUCTION, LLC, GEORGE'S, INC.,)
GEORGE'S FARMS, INC., PETERSON FARMS,)
INC., SIMMONS FOODS, INC., and WILLOW)
BROOK FOODS, INC.,)

Defendant(s).)

Case No. 05-CV-329-TCK-SAJ

ORDER

Currently pending before the Court is the motion by Defendants Tyson for oral argument. [Docket No. 950]. Plaintiffs have no objection with regard to two of the motions for which Defendants request oral argument, and Plaintiffs decline to take a position on one motion for which Defendants request oral argument. Defendants' motion is granted.

The Court additionally sets for hearing the motions by non-parties related to depositions subpoenaed by Plaintiffs. [Docket Nos. 934, 957].

The following motions are therefore set for hearing by the Court on Wednesday, December 13, 2006, at 9:30 a.m.: Motion to quash subpoenas [Docket No. 934], motion

for entry of case management order [Docket No. 946], motion for leave to exceed numerical limit on admissions [Docket No. 949], motion for protective order [Docket No. 957], and motion to compel discovery [Docket No. 963(related to motion 934-1)], motion to strike portion of Plaintiffs' Brief [Docket No. 962]. The Court will additionally hear argument related to Docket Nos. 947 and 960. The Court anticipates hearing the motions by non-parties first, so that the attorneys for the non-parties may be excused after those motions have been argued.

The Court proposes the following agenda for the December 13, 2006 hearing.

1. Motion to Quash by Randy Allen [Docket No. 934]
Motion to Compel by Plaintiffs [Docket No. 963]
2. Motion by Bev Saunders for Protective Order [Docket No. 957]
3. Supplemental Discovery Filings (attorney-client and work product issues) [Docket Nos. 947, 960]
Motion to Strike portion of Plaintiffs' Brief [Docket No. 962]
The Court previously heard argument on Docket Nos. 743, 826, and 844, which are related to the supplemental filings
4. Motion to Exceed Numerical Limit on Request for Admissions [Docket No. 949]
5. Motion for Entry of Case Management Order [Docket No. 946]
The Court previously heard argument on Docket Nos. 425 and 448 which addressed procedure for entry of a case management order.

It is so Ordered, this 7th day of November 2006.


Sam A. Joyner
United States Magistrate Judge